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Message Text

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44
ACTION ARA-20

INFO OCT-01 ISO-00 DEAE-00 CIAE-00 INR-10 IO-14 JUSE-00

NSAE-00 RSC-01 SNM-02 SY-10 TRSE-00 USIA-15 NSC-10

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* SPC-03 SS-20 AID-20 DRC-01 /152 W
---------- 042600
R 081300Z JAN 74
FM AMEMBASSY BUENOS AIRES
TO SECSTATE WASHDC 4888

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E.O. 11652: N/A
TAGS: SNAR, AG
SUBJ: BINATIONAL COMMISSION MEETING: DRAFT RESOLUTION TEXT

REF: BA 9340

SUMMARY: THIS MESSAGE TRANSMITS THE PROPOSED TEXT OF THE UMBRELLA RESOLUTION WHICH WILL AUGMENT THE GOA-USG MEMORANDUM OF UNDERSTANDING ON NARCOTICS AND PROVIDE THE FRAME OF REFERENCE FOR FUTURE INDIVIDUAL COMMODITY AGREEMENTS. END SUMMARY.

1. AS THE DEPARTMENT IS AWARE FROM THE REFTEL, GOA HAS FINALLY REFOCUSED ON NEED FOR GREATER UNILATERAL AND BILATERAL ACTIVITY IN THE INTERNATIONAL CAMPAIGN AGAINST NARCOTICS AND HAS REACTIVATED CONATON.
?
2. THE NEX* STEP WILL BE A MEETI*G OF THE GOA-USG BINATIONAL COMMI SION, *ICH, DUE T THE LONG SUMMER HOLIDAY UNFORTUNATELY WILL BE HE*D IN FEBRUARY. HOWEVER, IN THE INITIAL PLANNING FOR THE MEETI G, CONATON EXECUTIVE SECRETARY LAURENCE HAS INFORMALLY RECOMMENDED, AND WE HAVE INFORMALLY AGREED, THAT THE MOST IMPORTANT FIRST ACTION OF THE BINATIONAL COMMISSION WOULD BE
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THE SIGNING OF AN UMBRELLA RESOLUTION OUTLINING IN BROAD TERMS

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ITS PURPOSE, AND THE NATURE OF THE CONTRIBUTION FROM EACH GOVERNMENT. SUCH A RESOLUTION WOULD SERVE AS THE COVERING AUTHORITY TO SIGN THE INDIVIDUAL COMMODITY AGREEMENTS.

3. IN APRIL, 1973 SUCH AN AGREEMENT WAS DRAFTED JOINTLY BY EMBASSY OFFICERS AND THE CONATON EXECUTIVE OFFICERS BUT WAS NEVER EXECUTED DUE TO THE MANY CABINET AND SUBCABINET LEVEL CHANGES IN THE ENSUING MONTHS. ALTHOUGH WE UNDERSTAND THAT COPIES WERE SENT UNOFFICIALLY TO THE WASHINGTON AGENCIES CONCERNED WE BELIEVE IT ADVISABLE THAT THE DRAFT TEXT BE FORMALLY MADE A MATTER OF RECORD. TEXT IS AS FOLLOWS:
-QUOTE-
RESOLUTION OF THE BINATIONAL COMMISSION IN PLENARY SESSION

ARTICLE I - INTRODUCTION
WITHIN THE FRAMEWORK OF COOPERATION ESTABLISHED BY THE MEMORANDUM OF UNDERSTANDING ON NARCOTICS WHICH WAS SIGNED IN BUENOS AIRES ON SEPTEMBER 15, 1972 BY THE GOVERNMENT OF ARGENTINA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA, IT WAS ESTABLISHED IN THE FINAL SENTENCE OF ARTICLE 5 THAT: "THE SPECIFIC PROGRAMS OF COOPERATION CAN INCLUDE: TRAINING, ADVICE, SPECIAL EQUIPMENT AND ANY OTHER MUTUALLY AGREED SUPPORT". TO THAT END THIS RESOLUTION ESTABLISHED THE GENERAL CONDITIONS FOR THE DELIVERY OF EQUIPMENT. THESE GENERAL CONDITIONS MUST BE ADJUSTED AS REQUIRED BY TECHNICAL CONSIDERATIONS IN THE SPECIFIC AGREEMENTS TO BE SIGNED BY THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE APPROPRIATE PUBLIC AGENCIES OF THE GOVERNMENT OF ARGENTINA.

ARTICLE II - PURPOSE OF THE RESOLUTION
THE PURPOSE OF THE RESOLUTION IS TO PROVIDE THE MEANS FOR THE EXPANSION AND IMPROVEMENT OF THE TECHNICAL AND MATERIAL CAPABILITY OF PUBLIC AGENCIES THROUGH THE DELIVERY OF EQUIPMENT WHICH SHALL BE EMPLOYED IN THE FIGHT AGAINST THE DRUG PROBLEM, WITH THE SPECIFIC PURPOSES BEING ESTABLISHED IN EACH INDIVIDUAL AGREEMENT.

ARTICLE III - CONTRIBUTIONS
A. NATURE OF THE CONTRIBUTION OF THE UNITED STATES OF AMERICA
SUBJECT TO THE AVAILABILITY OF FUNDS, MATERIAL AND PER-
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SONNEL, THE UNITED STATES OF AMERICA AGREES TO:
PROVIDE AS A DONATION TO THE DIFFERENT ARGENTINE PUBLIC AGENCIES, TO THE EXTENT MENTIONED ABOVE AND UPON THE SIGNING OF SPECIFIC AGREEMENTS WITH EACH AGENCY, SPECIAL EQUIPMENT IN ACCORDANCE WITH THE SPECIFICATIONS OUTLINED IN ANNEX B OF THE INDIVIDUAL AGREEMENTS.
PROVIDE INSTRUCTIONS FOR ITS USE AND, IF SO REQUIRED BY THE RECIPIENT, TRAINING IN THE OPERATION AND MAINTENANCE OF

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THE DELIVERED EQUIPMENT AS WE*L AS ADVICE CONCERNING ITS MOST EFFICIENT AND ADVANTAGEOUS USE.

MAINTAIN EFFECTIVE COOPERATION WITH THE PERTINENT AGENCIES AND OTHER ARGENTINE AND INTERNATIONAL LAW ENFORCEMENT ORGANIZATIONS OPERATING IN THE DRUG CONTROL FIELD, AS WELL AS ON OTHER ASPECTS CONTEMPLATED IN THE MEMORANDUM OF UNDERSTANDING.

B. NATURE OF THE CONTRIBUTION OF THE GRANTEE INSTITUTIONS

SUBJECT TOTHEIR LEGAL REQUIREMENTS AND OPERATIONSL LIMITATIONS, THESE INSTITUTIONS AGREE TO:

PROVIDE FOR THE PROPER MAINTENANCE AND OPERATION OF THE EQUIPMENT TO ENSURE THAT IT IS USED EFFECTIVELY AND KEPT IN A STATE OF READINESS.

USE THE EQUIPMENT FOR THE PURPOSES SET FORTH IN THE PRESENT MEMORANDUM OF UNDERSTANDING AND THOSE TO BE ESTABLISHED IN EACH INDIVIDUAL AGREEMENT.

NOT TO PERMIT THE REQUISITION OR USE OF THE EQUIPMENT FOR PURPOSES OTHER THAN THOSE FOR WHICH IT WAS PROVIDED.

MAINTAIN EFFECTIVE COOPERATION WITH U.S. NARCOTICS CONTROL INSTITUTIONS AS WELL AS WITH OTHER ARGENTINE AND INTERNATIONAL LAW ENFORCEMENT ORGANIZATIONS OPERATING IN THE DRUG CONTROL FIELD, AS WELL AS ON OTHER ASPECTS CONTEMPLATED IN THE MEMORANDUM OF UNDERSTANDING.

ARTICLE IV

A. THIS RESOLUTION ESTABLISHES THAT THE AGREEMENTS IN EACH SPECIFIC INSTANCE WILL BE COMPOSED OF SPECIAL PROVISIONS (ANNEX A), STANDARA PROVISIONS (ANNEX B) AND THE CORRESPONDING LISTS OF EQUIPMENT (ANNEX C).

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B. BOTH MEMBERS OF THE BINATIONAL COMMISSION AS WELL AS THE ORGANIZATIONS SIGNING THE SPECIFIC AGREEMENTS PLEDGE THEIR FULL COOPERATION AND EFFORTS TO FULFILL THE OBJECTIVES OF THIS RESOLUTION AND TO ACHIEVE THE PURPOSES THEREOF.
-UNQUOTE-
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